

RESOLUTION NO. _____, SERIES 2007

A RESOLUTION AUTHORIZING THE MAYOR ON BEHALF OF THE METRO GOVERNMENT TO ACCEPT THE DONATION OF A CONSERVATION PRESERVATION EASEMENT ON PROPERTY OWNED BY FRANNY APRILE FAMILY LIMITED PARTNERSHIP AND LOCATED AT 15404 TAYLORSVILLE ROAD, AND BEING IN LOUISVILLE METRO.

SPONSORED BY: COUNCILMAN STUART BENSON

WHEREAS, Franny Aprile Family Limited Partnership is the owner of property located at 15404 Taylorsville Road, being in Louisville Metro, and more particularly described in the Conservation Easement attached hereto, which property stands as scenic open space and functional agricultural land in an area of Louisville Metro experiencing pressure for development, and features significant wildlife and plant communities, steep slopes, rock outcroppings, and an intermittent stream that flows into a tributary of Floyd's Fork Creek, is located immediately adjacent to the Floyd's Fork Development Review Overlay, has the potential to connect to a future greenway along Floyd's Fork, and includes the former site of the Springhill House, a pre-Civil War structure associated with the Springhill Stock Farm, and,

WHEREAS, the property possesses natural, scenic, wetland and open space values of importance to the owner, the Louisville/Jefferson County Metro Council Metropolitan Government ("Metro Government"), the people of Louisville Metro, and the people of the Commonwealth of Kentucky, which if preserved will yield significant public benefits, including the preservation of significant wildlife and plant communities, historic and cultural information, open space and agricultural land in a developing area of Louisville Metro, and,

WHEREAS, pursuant to KRS 382.800 et seq., Metro Government is authorized to accept easements to preserve historical, agricultural, archaeological or cultural aspects of real property in Kentucky, and is qualified to accept such easements under Section 170(h) of the Internal Revenue Code;

WHEREAS, the Metro Council desires to authorize the Mayor on behalf of the Metro Government to accept the attached Deed of Conservation Easement on the Franny Aprile Family Limited Partnership property on behalf of Metro Government;

NOW THEREFORE BE IT RESOLVED BY THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AS FOLLOWS:

Section I: The Mayor is hereby authorized to accept and execute the attached Preservation and Conservation Easement on property owned by Franny Aprile Family Limited Partnership, located at 15404 Taylorsville Road, being in Louisville Metro, and identified in the attached conservation easement document.

Section II: This Resolution shall take effect upon passage and approval.

Kathleen J. Herron
Metro Council Clerk

Rick Blackwell
President of the Council

Jerry Abramson
Mayor

Approved: _____
Date

APPROVED AS TO FORM AND LEGALITY:

Irv Maze
Jefferson County Attorney

By: _____